

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office

AUG 30 1965

Returned to applicant for correction

Corrected application filed

AUG 30 1965

Map filed

The applicant Kenneth R. Davis

of Long Beach, County of Los Angeles

State of California, hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.)

1. The source of the proposed appropriation is an underground source in Nye County, Nevada

Name of stream, lake or other source.

2. The amount of water applied for is 2.7 second-feet

One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet acre-feet

3. The water to be used for Irrigation and Domestic

Irrigation, power, mining, manufacturing, domestic, or other use.

4. If use is for:

(a) Irrigation (state number of acres to be irrigated) 160 acres

(b) Stockwater (state number and kinds of animals to be watered)

(c) Other use (describe fully under "No. 11. Remarks")

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point: the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section

25, T. 16 S., R. 48 E., M.D.B. & M. or at a point from which the E $\frac{1}{2}$ of said Section

Describe as being within a 40-acre subdivision of public survey, and by course and distance to a section corner. If on unsurveyed land,

25 bears North 45° 00' East a distance of 141.42 feet.

it should be stated.

6. Place of use is the SE $\frac{1}{4}$ of Section 25, T. 16 S., R. 48 E., M.D.B. & M. (160 acres).

Describe by legal subdivision, if on unsurveyed land it should be so stated.

7. Use will begin about January 1 and end about December 31, of each year.

Month

Month

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Drilled well together with various pipes

and ditches which will carry the water to the place of use.

State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits.

9. Estimated cost of works \$7,500.00

10. Estimated time required to construct works Five Years

11. Remarks This permit is a refiling on Permit No. 17463 which was cancelled during litigation involving the applicant, Mr. Davis, and the applicant on Permit 17463. Due to the fact that extenuating circumstances were involved in the cancellation of Permit No. 17463, namely the litigation previously mentioned, the applicant requests that action be taken on this application.

Applicant KENNETH R. DAVIS

By s/ Bennett James Vasey

Compared JA/JW HS/KD

Bennett James Vasey, State Water Right Surveyor
c/o Tyson Engineering Co., Inc.
1209 Commerce St., P. O. Box 1362
Las Vegas, Nevada

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions: This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. A substantial weir or other type of measuring device must be installed and measurements of water use kept. The well shall be equipped with a 2-inch opening and an air line for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.7 cubic feet per second, but not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Actual construction work shall begin on or before November 27, 1966

Proof of commencement of work shall be filed before December 27, 1966

Work must be prosecuted with reasonable diligence and be completed on or before November 27, 1967

Proof of completion of work shall be filed before December 27, 1967

Application of water to beneficial use shall be made on or before November 27, 1969

Proof of the application of water to beneficial use shall be filed on or before December 27, 1969

Map in support of proof of beneficial use shall be filed on or before December 27, 1969

Commencement of work filed

Completion of work filed

Proof of beneficial use filed

Cultural map filed

Certificate No. Issued

Recorded Bk. FEB 23 1968

WITNESS MY HAND AND SEAL this 27th day of May, 1966

GEORGE W. HENNEN
State Engineer

218 (R) OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

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Roland P. Westergaard
Assistant State Engineer
STATE ENGINEER